

PHILLIP A. TALBERT  
United States Attorney  
ANTONIO J. PATAKA  
Assistant United States Attorney  
2500 Tulare Street, Suite 4401  
Fresno, CA 93721  
Telephone: (559) 497-4000  
Facsimile: (559) 497-4099

Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

FRANCISCO VEGA-GUZMAN,

Defendant.

**CASE NO. 1:20-CR-00174 NODJ-BAM**

**STIPULATION TO CONTINUE CHANGE OF  
PLEA HEARING; ORDER**

Plaintiff, the United States, by and through its counsel of record, and the defendants, by and through their counsel of record, hereby stipulate as follows:

1. By previous order, this case was set for a change of plea hearing on June 5, 2024.
2. The defendant, Francisco Vega-Guzman, request that the Court continue the change of plea hearing to July 15, 2024. The defendant moves to exclude time from June 5, 2024, through July 15, 2024, inclusive, under 18 U.S.C. § 3161(h)(7)(A) and B(iv).
3. The parties stipulate and request that the Court make the following findings:
  - a) The government has produced discovery to defense counsel and made other items available for inspection and copying.
  - b) Defense counsel desires additional time to finalize the plea agreement, prepare for the change of plea hearing, and prepare for sentencing.
  - c) Defense counsel believes that failure to grant the above-requested continuance

1 will deny them necessary and reasonable time for effective preparation.

2 d) Based on the above findings, the ends of justice served by continuing the trial as  
3 requested outweigh the interest of the public and the defendant in a trial within the original date  
4 prescribed by the Speedy Trial Act.

5 4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,  
6 within which trial must commence, the period of June 5, 2024, through July 15, 2024, inclusive, is  
7 deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and B(iv) because it results from a  
8 continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends  
9 of justice served by taking such action outweigh the best interest of the public and the defendant in a  
10 speedy trial.

11  
12  
13 Dated: May 30, 2024

PHILLIP A. TALBERT  
United States Attorney

14 /s/ Antonio J. Pataca

15 ANTONIO J. PATACA  
16 Assistant United States Attorney

17  
18 Dated: May 30, 2024

/s/ Daniel Harralson  
Attorney for Defendant Francisco Vega-Guzman

**ORDER**

IT IS SO ORDERED that the change of plea hearing is continued from June 5, 2024, to **July 15, 2024, at 8:30 a.m. in Courtroom 5 before the District Court Judge**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), and B(iv).

IT IS SO ORDERED.

Dated: May 30, 2024

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE